

JOINT
PUBLIC NOTICE

CHARLESTON DISTRICT, CORPS OF ENGINEERS
69A Hagood Avenue
Charleston, South Carolina 29403-5107
and the
S.C. DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL
OFFICE OF OCEAN AND COASTAL RESOURCE MANAGEMENT
1362 McMillan Avenue, Suite 400
Charleston, South Carolina 29405

REGULATORY DIVISION

Refer to: P/N #2004-1W-136-P

30 APRIL 2004

Pursuant to Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 403), Section 401 of the Clean Water Act (33 U.S.C. 1344), and the South Carolina Coastal Zone Management Act (48-39-10 et seq.) an application has been submitted to the Department of the Army and the S.C. Department of Health and Environmental Control by

D & D PROPERTIES OF MI LLC & OCEAN VENTURES LTD
c/o THE EARTHWORKS GROUP
11661 HIGHWAY 707
MURRELLS INLET, SOUTH CAROLINA 29576

for a permit to reconfigure docking structures and construct an addition to a permitted marsh walk in waters of

SALT CREEK, a tributary of MAIN CREEK

at a location off of Highway 17 Business between the Dead Dog Saloon and Captain Dicks Marina in Murrells Inlet, Georgetown County, South Carolina (Latitude 33.55651°, Longitude 79.03305°)

In order to give all interested parties an opportunity to express their views

NOTICE

is hereby given that written statements regarding the proposed work will be received by both of the above mentioned offices until

12 O'CLOCK NOON, TUESDAY, 1 JUNE 2004

from those interested in the activity and whose interests may be affected by the proposed work.

The proposed work consists of reconfiguring some existing dock structures into a "V" shaped floating formation made up of an 8' x 40', an 8' x 173', an 8' x 45' and an 8' x 232' floats as shown on sheet 3 of 6. Access to these floating structures is proposed from the existing oyster tabby boardwalk (2001-1E-464-P) by constructing two 4' x 21' walkways that will each have a 4' x 16' ramp that will lead to the 8' x 232' float. Access to the floating structures from the permitted Marsh Walk includes constructing a 6' x 69' fixed pier that will lead to two 4' x 16' ramps that will connect to either the 8' x 173' or the 8' x 40' floating docks. The 6' x 69' fixed pier will also

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lead to a 5' x 15' fixed pier with nine fixed boat slips also shown on sheet 3 of 6. This application also includes increasing the width of the March Walk in this area from the 10' that has already been permitted to 15'. The purpose of the project, according to the applicant, is to provide less congestion for the Crazy Sister's Marina patrons and the general public using the Marsh Walk, for improved navigation in Salt Creek and for commercial use and access to Salt Creek. Please note that the proposed 290 linear foot bulkhead will be constructed landward of the critical area and will not require further processing by this office.

NOTE: Plans depicting the work described in this notice are available and will be provided, upon receipt of a written request, to anyone that is interested in obtaining a copy of the plans for the specific project. The request must identify the project of interest by public notice number and a self-addressed stamped envelope must also be provided for mailing the drawings to you. Your request for drawings should be addressed to the

**U.S. Army Corps of Engineers
ATTN: REGULATORY DIVISION
69A Hagood Avenue
Charleston, South Carolina 29403-5107.**

The District Engineer has concluded that the discharges associated with this project, both direct and indirect, should be reviewed by the South Carolina Department of Health and Environmental Control in accordance with provisions of Section 401 of the Clean Water Act. As such, this notice constitutes a request, on behalf of the applicant, for certification that this project will comply with applicable effluent limitations and water quality standards. The work shown on this application must also be certified as consistent with applicable provisions the Coastal Zone Management Program (15 CFR 930). The District Engineer will not process this application to a conclusion until such certifications are received. The applicant is hereby advised that supplemental information may be required by the State to facilitate the review.

This notice initiates the Essential Fish Habitat (EFH) consultation requirements of the Magnuson-Stevens Fishery Conservation and Management Act. Implementation of the proposed project would impact estuarine substrates and emergent wetlands utilized by various life stages of species comprising the red drum, shrimp, and snapper-grouper management complexes. Our initial determination is that the proposed action would not have a substantial individual or cumulative adverse impact on EFH or fisheries managed by the South Atlantic Fishery Management Council and the National Marine Fisheries Service (NMFS). Our final determination relative to project impacts and the need for mitigation measures is subject to review by and coordination with the NMFS.

The District Engineer has consulted the most recently available information and has determined that the project will have no effect on any Federally endangered, threatened, or proposed species and will not result in the destruction or adverse modification of designated or proposed critical habitat. This public notice serves as a request to the U.S. Fish and Wildlife Service and the National Marine Fisheries Service for any additional information they may have on whether any listed or proposed endangered or threatened species or designated or proposed critical habitat may be present in the area which would be affected by the activity, pursuant to Section 7(c) of the Endangered Species Act of 1973 (as amended).

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The District Engineer has consulted the latest published version of the National Register of Historic Places for the presence or absence of registered properties, or properties listed as being eligible for inclusion therein, and this worksite is not included as a registered property or property listed as being eligible for inclusion in the Register. Consultation of the National Register constitutes the extent of cultural resource investigations by the District Engineer, and he is otherwise unaware of the presence of such resources. Presently unknown archaeological, scientific, prehistorical, or historical data may be lost or destroyed by the work to be accomplished under the requested permit.

Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for a public hearing shall state, with particularity, the reasons for holding a public hearing.

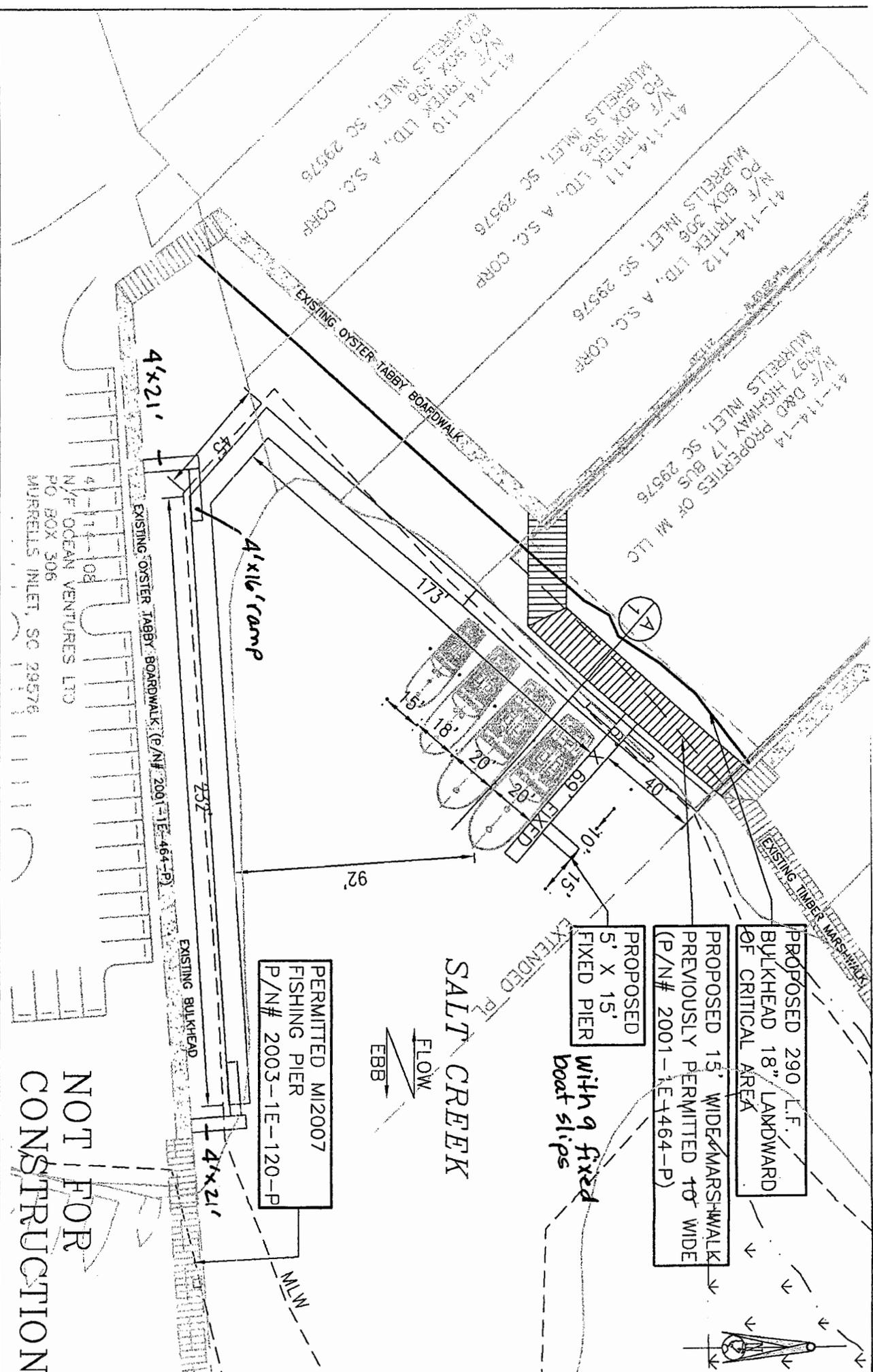
The decision whether to issue a permit will be based on an evaluation of the probable impact including cumulative impacts of the activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefit which reasonably may be expected to accrue from the project must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the project will be considered including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, historic properties, fish and wildlife values, flood hazards, flood plain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production and, in general, the needs and welfare of the people. A permit will be granted unless the District Engineer determines that it would be contrary to the public interest. In cases of conflicting property rights, the Corps of Engineers cannot undertake to adjudicate rival claims.

The Corps of Engineers is soliciting comments from the public; Federal, state, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this activity. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition or deny a permit for this project. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the activity.

If there are any questions concerning this public notice, please contact me at 843-329-8044 or toll free at 1-866-329-8187.



Debra W. King
Project Manager
Regulatory Division
U.S. Army Corps of Engineers



PROPOSED 290 L.F. BULKHEAD 18" LANDWARD OF CRITICAL AREA

PROPOSED 15' WIDE MARSHWALK PREVIOUSLY PERMITTED 10' WIDE (P/N# 2001-1E-1464-P)

PROPOSED 5' X 15' FIXED PIER

With 9 fixed boat slips

PERMITTED M12007 FISHING PIER P/N# 2003-1E-120-P

NOT FOR CONSTRUCTION

Applicant: D & D PROPERTIES OF MI AND OCEAN VENTURES LTD

Project Title: CRAZY SISTERS MARINA AND OCEAN VENTURES APPLICATION

Project Location: MURRELLS INLET SOUTH CAROLINA

Revisions	
Date	Initials

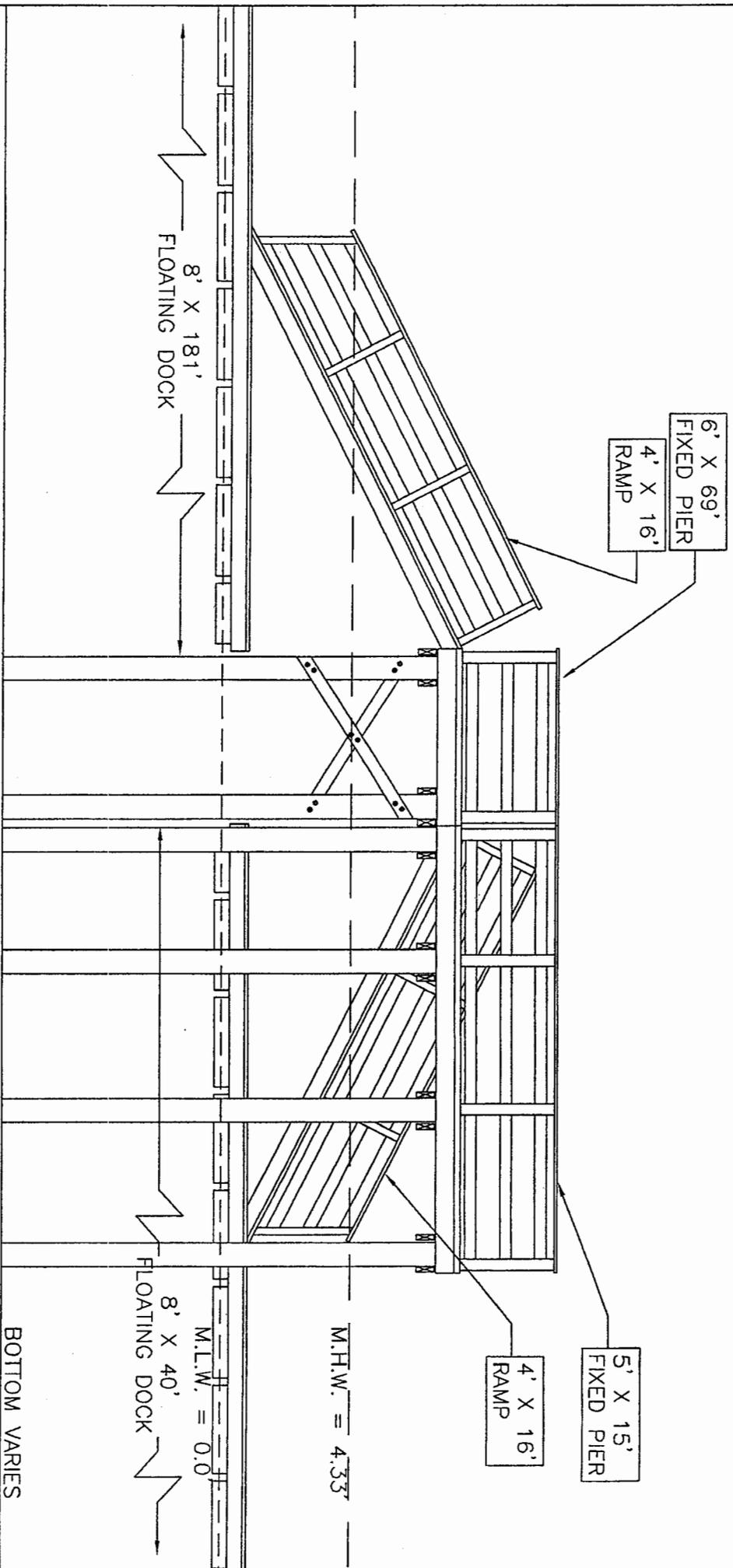
Sheet Title: PROPOSED PLAN VIEW

Date: 3/15/04

Scale: 1" = 50'

Application # 2004-1W-136-P

Sheet 3 of 6



NOTES:
 FLOATING DOCK WILL NOT
 REST UPON BOTTOM
 DURING NORMAL LOW
 WATER.

NOT FOR
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BOTTOM VARIES

Applicant: D & D PROPERTIES OF MI AND OCEAN VENTURES LTD
 Project Title: CRAZY SISTERS MARINA
 AND OCEAN VENTURES APPLICATION
 Project Location: MURRELLS INLET
 SOUTH CAROLINA

Revisions	
Date	Initials

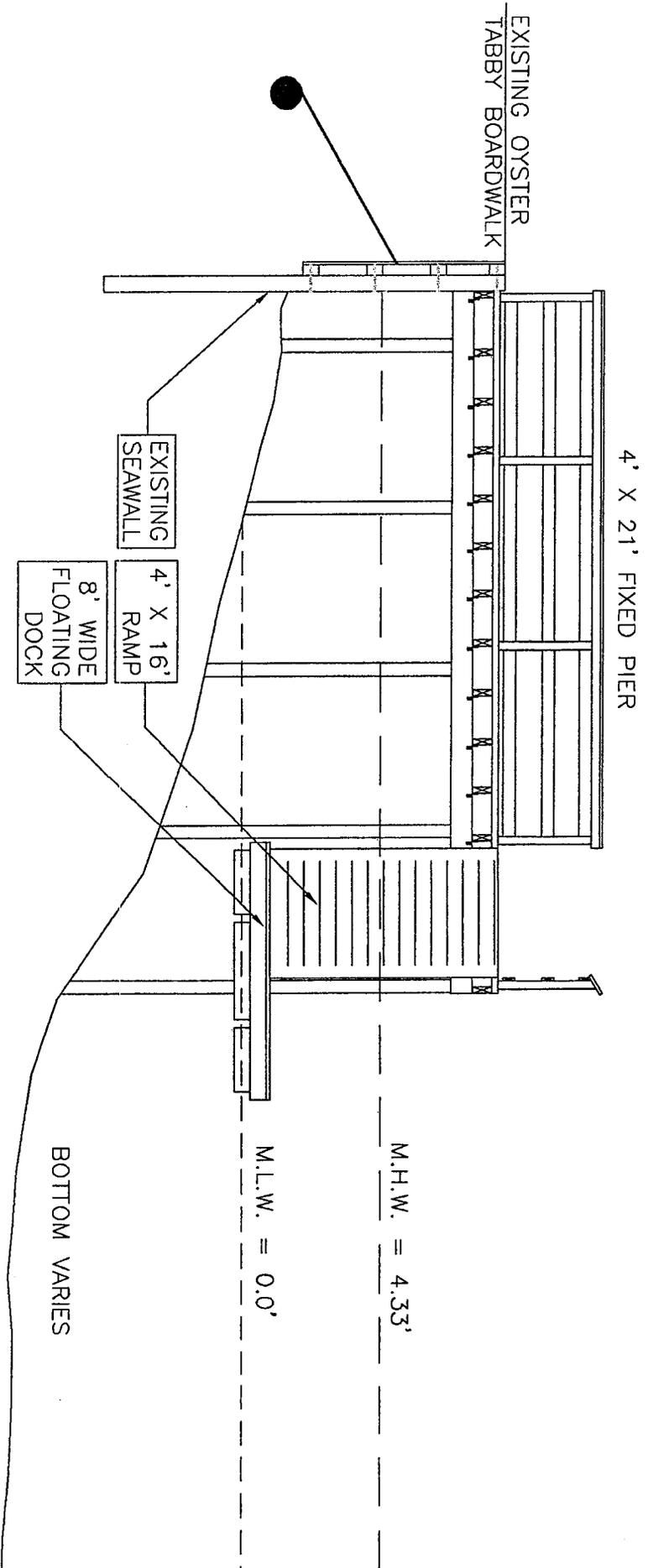
Sheet Title: FRONT PIER ELEVATION

Date: 3/15/04

Scale: 1" = 5'

Application #
 2004-1W-136-P

Sheet 5 of 6



NOTES:
 FLOATING DOCK WILL NOT
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 DURING NORMAL LOW
 WATER.

**NOT FOR
 CONSTRUCTION**

Applicant: D & D PROPERTIES OF MI AND OCEAN VENTURES LTD	Revisions		Sheet Title: TYPICAL ACCESS RAMP
	Date	Initials	
Project Title: CRAZY SISTERS MARINA AND OCEAN VENTURES APPLICATION			Date: 3/15/04
			Application # 2004-1W-136-P
Project Location: MURRELLS INLET SOUTH CAROLINA			Scale: 1" = 5'
			Sheet 6 of 6